

UNPUBLISHED

UNITED STATES COURT OF APPEALS
FOR THE FOURTH CIRCUIT

No. 11-1254

BOARD OF EDUCATION OF THE COUNTY OF NICHOLAS,

Plaintiff - Appellant,

v.

H.A., a minor; MONICA A., parent of H.A.,

Defendants - Appellees.

Appeal from the United States District Court for the Southern
District of West Virginia, at Charleston. John T. Copenhaver,
Jr., District Judge. (2:09-cv-01318)

Submitted: August 22, 2011

Decided: September 9, 2011

Before WILKINSON, AGEE, and KEENAN, Circuit Judges.

Affirmed by unpublished per curiam opinion.

Gregory Wayne Bailey, BOWLES, RICE, MCDAVID, GRAFF & LOVE, PLLC,
Morgantown, West Virginia, for Appellant. H.A. and MONICA A.,
Appellees Pro Se.

Unpublished opinions are not binding precedent in this circuit.

PER CURIAM:

The Board of Education of the County of Nicholas appeals the district court's judgment adopting the recommendation of the magistrate judge, denying the Board's motion for summary judgment and dismissing the Board's civil action against H.A. challenging the decision of a due process hearing officer. We have reviewed the record and find no reversible error. Accordingly, we affirm for the reasons stated by the district court. Board of Educ. of the Cnty. of Nicholas v. H.A., No. 2:09-cv-01318 (S.D. W. Va. Mar. 9, 2011). We dispense with oral argument because the facts and legal contentions are adequately presented in the materials before the court and argument would not aid the decisional process.

AFFIRMED